

FIRE RESTRICTIONS

RIO GRANDE NATIONAL FOREST and BLM LANDS IN THE SAN LUIS VALLEY

Interagency Fire Prevention Order Number IA 02 01

Pursuant to 36 CFR §261.50(a), 36 CFR § 261.50(b), and/or 43 CFR § 9212.2(a), the following Fire Restrictions apply to all federal lands administered by the Rio Grande National Forest and the Bureau of Land Management in the following counties within the State of Colorado: Saguache, Rio Grande, Mineral, Hinsdale, Conejos, Costilla, Custer, Alamosa, San Juan and Archuleta counties (the "restricted area").

FIRE RESTRICTIONS:

The following activities and uses are **PROHIBITED** within the restricted area:

1. Building, maintaining, attending or using a fire, campfire; or a charcoal, coal, wood, or petroleum stoves . 36 CFR §261.52(a), and 43 CFR § 9212.1(e);
2. Camping; **Exemptions:** Camping is allowed in National Forest or BLM developed campgrounds. Campers in National Forest and BLM developed campgrounds are not prohibited from using bottled propane stoves, heaters, lanterns or battery powered lanterns. 36 CFR §261.58(e) and 43 CFR §9212.1(h)
3. Smoking, except within an enclosed vehicle or building. 36 CFR § 261.52(d) and 43 CFR § 9212.1(h);
4. Possessing, discharging or using any kind of firework or other pyrotechnic device. 36 CFR § 261.52(f) and 43 CFR § 9212.1(b);
5. Welding, or operating acetylene or other torch with open flame. 36 CFR 261.52(i) and 43 CFR 9212.1(h);
6. Using an explosive. 36 CFR 261.52 (b) and 43 CFR 9212.1(h);
7. INTERNAL COMBUSTION ENGINES – Using a chainsaw and/or a non-vehicular internal combustion engine without taking the following fire precautions. 36 CFR § 261.52(h) and 43 CFR § 9212.1(h).
 - Operating a non-vehicular internal combustion engine and/or a chainsaw is only authorized between the hours of 1:00 a.m. and 11:00 a.m., and with a current fuel wood permit, special use authorization or contract; and

The following fire prevention tools must be present:

- A chemical pressurized fire extinguisher of not less than 8 ounces capacity by weight, which shall be with the operator at all times; and
 - One large round-pointed shovel with an overall length of at least 48 inches. The shovel may be kept with the fueling supplies, but must be readily available for use. 36 CFR § 261.52(g) and 43 CFR § 9212.1(h);
8. Operating or using any internal or external combustion engine without a spark arresting device properly installed, maintained and in effective working order meeting either:
- USDA Forest Service Standard 5100-1a (as amended); or
 - Appropriate Society of Automotive Engineers (SAE) recommended practice J335 (b) and J350 (a). 36 CFR § 261.52(j) and 43 CFR § 9212.1(h);
9. Possessing or using any motorized vehicle off of federal or state highways, county roads or designated Forest Service roads or BLM roads, 36 CFR § 261.56 and 43 CFR § 9212.1(h);
- Exemption:** Parking, a motorized vehicle off of federal and state highways, county roads or designated forest service roads or BLM roads in the restricted area is allowed, but, only if the parking area is devoid of vegetation and no more than 10 feet from the edge of the roadway. 36 CFR § 261.56 and 43 CFR 9212.1(h).

Pursuant to 36 CFR § 261.50(e) and 43 CFR § 9212.2(b)(3) the following persons are exempt from this order:

- Persons with a permit specifically authorizing the otherwise prohibited act or omission;
- Any Federal, State, or Local Officer, or member of an organized rescue or firefighting force in the performance of an official duty; and
- Any other person meeting exemption requirements specified in this Order.

These restrictions are being implemented for public safety and because of extreme fire hazard conditions on federal lands within the listed counties.

This order will be effective at 12:00 a.m. on June 21, 2002, and remain in effect until rescinded or until October 1, 2002, which ever occurs first.

Done at Monte Vista, Colorado

Done at Canon City, Colorado

/s/ Peter L. Clark *6/20/2002*
PETER L. CLARK Date
Forest Supervisor
Rio Grande National Forest

/s/ Roy Masinton *6/20/2002*
ROY MASINTON Date
Front Range Center Manager
Royal Gorge Field Office

Violation of Title 36 Code of Federal Regulations ("36 CFR") prohibitions are punishable as a Class B misdemeanor, by a fine of not more than \$5,000 for an individual or \$10,000 for a legal entity other than an individual, or imprisonment for not more than six (6) months, or both (16 USC § 551 and 18 USC § 3571). Violations of 43 CFR § Part 9210 prohibitions are punishable by a fine of not more than \$5,000 and/or up to 12 months imprisonment, or both. 43 CFR § 9214.4.